

08/908867

COFC

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July 22, 2005

Certificate

JUL 26 2005

of Correction

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent No. 6,858,576
Issued: February 22, 2005
Title: Methods for Regulating Gastrointestinal Motility
Patentees: Andrew A. YOUNG *et al.*
Atty. Docket: 18528.013

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. a Request for Certificate of Correction;
2. a Certificate of Correction (Form PTO/SB/44); and
3. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants do not believe any fees are due in conjunction with this filing. However, if any fees are required with the present filing, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387 referencing matter number 18528.013. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Rachel L. Adams

David R. Marsh (Reg. No. 41,408)
Rachel L. Adams (Reg. No. 54,660)

Enclosures

Washington, DC New York London Brussels Los Angeles Century City Northern Virginia Denver

JUL 28 2005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:

Andrew A. YOUNG *et al.*

Patent No.: 6,858,576

Appl. No.: 08/908,867

Filed: August 8, 1997

For: **Methods for Regulating
Gastrointestinal Motility**

Confirmation No.: 9959

Art Unit: 1642

Issued: February 22, 2005

Examiner: Karen A. CANELLA

Atty. Docket: 18528.013 / 227/166 US

Request for Certificate of Correction

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.322 and M.P.E.P. §§ 1480 and 2733, Patentees hereby request that a certificate of correction be issued to correct the patent term adjustment under 35 U.S.C. 154(b) for the above-identified patent.¹

Patentees note that the correction requested herein is necessitated as a result of Patent Office error. Accordingly, it is not believed that any fees are due in conjunction with the present filing. However, the U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, and/or credit any overpayment, to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 18528.013.

¹ Patentees note that M.P.E.P. § 2733 states that "if a notice of allowance indicates a patent term adjustment that is longer than expected, since the Office frequently corrects the error after mailing the notice of allowance, the practitioner (or applicant) may wait until the patent issues, and if the patent issues with a value that is incorrect, request a certificate of correction."

Andrew A. YOUNG *et al.*
U.S. Patent No. 6,858,576

In the “(*) Notice” section of the above-referenced patent, please make the following correction:

On the face of the patent, Item (*)

“Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by [[310]] 151 days.”²

The Commissioner is invited to contact Patentees’ undersigned representative at (202) 942-5512 to address any unresolved issues remaining in this patent.

Respectfully submitted,

Rachel L. Adams

David R. Marsh (Reg. Attorney No. 41,408)
Rachel L. Adams (Reg. Attorney No. 54,660)

Date: July 22, 2005

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² Patentees hereby request reconsideration of the Office’s calculation of patent term adjustment under 35 U.S.C. § 154(b). If after reconsideration the Office believes that Patentees are entitled to 151 days of patent term adjustment, then Patentees respectfully request issuance of a Certificate of Correction reflecting the corrected patent term adjustment. If after reconsideration the Office believes that Patentees are entitled to 310 days of patent term adjustment under 35 U.S.C. § 154(b), Patentees respectfully request notification from the Office of the reconsidered determination of patent term adjustment under 35 U.S.C. § 154(b) and withdrawal of the Request for Certificate of Correction.

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,858,576

DATED : February 22, 2005

INVENTOR(S) : Andrew A. YOUNG *et al.*

It is certified that errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the face of the patent, Item (*), replace with the following text:

“Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 151 days.”

MAILING ADDRESS OF SENDER:

Arnold & Porter LLP
Attn: IP Docketing Dept.
555 Twelfth Street, N.W.
Washington, D.C. 20004-1206

PATENT NO. 6,858,576 B1

No. of additional copies



This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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